

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

SECTRA COMMUNICATIONS AB,

Plaintiff,

v.

ABSOLUTE SOFTWARE, INC. and  
NETMOTION SOFTWARE, INC.,

Defendants.

Case No. 2:22-cv-0353-RSM

**STIPULATION AND PROPOSED  
ORDER REGARDING NOTING DATE  
AND BRIEFING FOR DEFENDANT  
NETMOTION SOFTWARE, INC.'S  
MOTION FOR LEAVE TO AMEND  
COUNTERCLAIM**

**NOTE ON MOTION CALENDAR:**

**NOVEMBER 8, 2022**

1 The parties to the above-captioned action (the “Parties”), submit the below stipulation  
 2 pursuant to Civil Local Rule 7(*l*) for review and approval by the Court:

3 **WHEREAS**, the Parties have engaged in good-faith meet-and-confer discussions  
 4 regarding jurisdictional discovery in connection with Defendant NetMotion Software Inc.’s  
 5 (“NetMotion”) Motion for Leave to Amend Counterclaim (Dkt. No. 99) (the “Motion for  
 6 Leave”);

7 **WHEREAS**, Plaintiff Sectra Communications AB (“Sectra”) filed a declaration from  
 8 Sectra Inc. employee Tobias Englund in support of Sectra’s opposition to the Motion for Leave  
 9 (Dkt. No. 102-1);

10 **WHEREAS**, Sectra has agreed to make its declarant Tobias Englund available for  
 11 deposition should the Court grant NetMotion’s requested jurisdictional discovery;

12 **WHEREAS**, NetMotion has filed a Motion in the Alternative to Seek Jurisdictional  
 13 Discovery (Dkt. No. 109) (the “Motion for Jurisdictional Discovery”), which Sectra has opposed  
 14 (Dkt. No. 113);

15 **WHEREAS**, with the filing of NetMotion’s Reply (Dkt. No. 117), NetMotion’s Motion  
 16 for Jurisdictional Discovery is now fully briefed, with a noting date of October 7, 2022;

17 **WHEREAS**, jurisdictional discovery, if allowed, may impact the deposition of Mr.  
 18 Englund;

19 **WHEREAS**, Mr. Englund’s deposition, and jurisdictional discovery if allowed, may be  
 20 relevant to NetMotion’s pending Motion for Leave;

21 **WHEREAS**, to address any relevance of jurisdictional discovery and any Englund  
 22 deposition on NetMotion’s Motion for Leave, the Parties have agreed that the deadline for  
 23 NetMotion’s supplemental reply brief in support of the Motion for Leave should be extended  
 24 from November 14, 2022 (Dkt. No. 114) to December 5, 2022, and the deadline for Sectra’s sur-  
 25 reply brief in opposition to the Motion for Leave should be extended from November 18, 2022  
 26 (Dkt. No. 114) to December 9, 2022; and

1       **WHEREAS**, to allow additional time for the Court to consider NetMotion's Motion for  
 2 Jurisdictional Discovery before scheduling any deposition of Mr. Englund, the Parties agree that  
 3 the Noting Date on NetMotion's Motion for Leave should be extended from November 18, 2022  
 4 (Dkt. No. 114) to December 9, 2022.

5       **THEREFORE**, the Parties hereby **STIPULATE** that the noting date on Defendant  
 6 NetMotion Software Inc.'s motion for leave to amend be extended to December 9, 2022; that the  
 7 deadline for NetMotion's supplemental reply brief in support of the motion for leave to amend  
 8 be extended to December 5, 2022; and that the deadline for Sectra's sur-reply brief in opposition  
 9 to the motion for leave to amend be extended to December 9, 2022.

10 **SO STIPULATED.**

11 DATED this 8th day of November, 2022

Respectfully submitted,

COOLEY LLP

/s/ Christopher B. Durbin

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*Attorneys for Plaintiff*

*SECTRA COMMUNICATIONS AB*

1 IT IS SO ORDERED.

2 DATED this 10<sup>th</sup> day of November, 2022.

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5 RICARDO S. MARTINEZ  
6 UNITED STATES DISTRICT JUDGE  
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